

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

No. 12-1393 MCA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ALTAR DARNELL WELLAMS,

Defendant.

TRANSCRIPT OF SEARCH



1 UNIDENTIFIED FEMALE: Hello.

2 MALE OFFICER: How are you doing, ma'am?

3 UNIDENTIFIED FEMALE: Good.

4 MALE OFFICER: I'm a police officer and we  
5 check the bus here. May I speak with you for a moment?

6 UNIDENTIFIED FEMALE: Me?

7 MALE OFFICER: You'll see me talking with  
8 everybody, ma'am.

9 UNIDENTIFIED FEMALE: Okay.

10 MALE OFFICER: You don't have to get up  
11 unless you want to. Where are you headed to?

12 UNIDENTIFIED FEMALE: Memphis.

13 MALE OFFICER: And where are you coming  
14 from?

15 UNIDENTIFIED FEMALE: Phoenix.

16 MALE OFFICER: Phoenix. Do you have luggage  
17 with you up here, ma'am? Which one is yours? The blue  
18 one. And the other bag is back here? Do you all live  
19 in Phoenix or Memphis.

20 UNIDENTIFIED FEMALE: Phoenix.

21 MALE OFFICER: Okay, thank you.

22 Hi, how are you?

23 UNIDENTIFIED FEMALE: (Inaudible).

24 MALE OFFICER: Good. Thank you. Have a  
25 good trip.

1 Hello, sir. How are you doing?

2 UNIDENTIFIED MALE: Good. How are you  
3 doing?

4 MALE OFFICER: Good. I'm a police officer.  
5 May I speak to you for a moment?

6 UNIDENTIFIED MALE: Uh-huh.

7 MALE OFFICER: Where are you headed to, sir?

8 UNIDENTIFIED MALE: Amarillo.

9 MALE OFFICER: And where are you coming  
10 from?

11 UNIDENTIFIED MALE: From Las Vegas.

12 MALE OFFICER: Vegas, okay. All right. Do  
13 you have luggage with you up here, sir?

14 UNIDENTIFIED MALE: Just the computer bag  
15 here.

16 MALE OFFICER: All right. Thank you very  
17 much.

18 UNIDENTIFIED FEMALE: No, that's mine.

19 UNIDENTIFIED MALE: Well, the computer bag,  
20 green -- green and black.

21 MALE OFFICER: Right here?

22 UNIDENTIFIED MALE: Yeah.

23 MALE OFFICER: Okay. All right. Thank you.  
24 Are both of these yours, ma'am?

25 UNIDENTIFIED FEMALE: Yeah.

1                   MALE OFFICER: Hello, sir. How are you?  
2 I'm a police officer. May a speak with you for a  
3 moment?

4                   UNIDENTIFIED MALE: Go ahead.

5                   MALE OFFICER: Where are you headed to, sir?

6                   UNIDENTIFIED MALE: Indianapolis.

7                   MALE OFFICER: And where are you coming  
8 from?

9                   UNIDENTIFIED MALE: Phoenix.

10                  MALE OFFICER: Phoenix. Do you have luggage  
11 with you today, sir?

12                  UNIDENTIFIED MALE: Yes.

13                  MALE OFFICER: And where is it located?

14                  UNIDENTIFIED MALE: Huh?

15                  MALE OFFICER: Where is it located?

16                  UNIDENTIFIED MALE: Right there.

17                  MALE OFFICER: Which one is yours?

18                  UNIDENTIFIED MALE: The blue and the  
19 camouflage bag and this bag right here.

20                  MALE OFFICER: Okay. Live in Phoenix or  
21 Indy?

22                  UNIDENTIFIED MALE: Live in Indy. Came down  
23 to Phoenix for work and now I'm going back.

24                  MALE OFFICER: All right. Thank you, sir.

25                  Hello, sir. How are you doing today? I'm a

1 police officer. May I speak to you for a moment? Where  
2 are you headed to?

3 UNIDENTIFIED MALE: Ft. Smith, Arkansas

4 MALE OFFICER: Where are you coming from?

5 UNIDENTIFIED MALE: I'm coming from Las  
6 Vegas.

7 MALE OFFICER: Do you have luggage with you?  
8 Any other luggage?

9 UNIDENTIFIED MALE: (Inaudible).

10 MALE OFFICER: Thank you very much.

11 Hello, sir. How are you doing today? I'm a  
12 police officer and we check the bus here. May I speak  
13 with you for a moment?

14 UNIDENTIFIED MALE: What's that?

15 MALE OFFICER: I said I'm a police officer  
16 and we check the bus here. May I speak with you for a  
17 moment?

18 UNIDENTIFIED MALE: For what? About what.

19 MALE OFFICER: We just check the bus for  
20 security, sir. I'll be talking to all the passengers.

21 UNIDENTIFIED MALE: Okay.

22 MALE OFFICER: Okay. Are you all traveling  
23 together or separate?

24 UNIDENTIFIED MALE: Going -- we're going to  
25 North Carolina.

1 MALE OFFICER: Are you traveling together?

2 UNIDENTIFIED MALE: (Inaudible).

3 MALE OFFICER: You're not? Okay. All  
4 right. Everything is fine, sir. I've already started  
5 talking to everybody that's sitting behind you.

6 UNIDENTIFIED MALE: All right.

7 MALE OFFICER: Okay. Do you -- where did  
8 you start your trip at, sir?

9 UNIDENTIFIED MALE: What? Las Vegas.

10 MALE OFFICER: Okay. Do you have luggage on  
11 the bus with you?

12 UNIDENTIFIED MALE: Uh, just that.

13 MALE OFFICER: Any other luggage anywhere  
14 else?

15 UNIDENTIFIED MALE: No.

16 MALE OFFICER: All right. Thank you. Go  
17 ahead, sir. Thank you, sir.

18 Hello, gentlemen. How are you all doing today?

19 UNIDENTIFIED MALE: Fine.

20 MALE OFFICER: Okay. I'm a police officer  
21 and we check the bus here. May I speak to you all just  
22 for a moment?

23 UNIDENTIFIED MALE: Yeah.

24 MALE OFFICER: Where are you headed to, sir?

25 UNIDENTIFIED MALE: Ohio.

1 MALE OFFICER: Are you all traveling  
2 together or separate?

3 UNIDENTIFIED MALE: Separate.

4 UNIDENTIFIED MALE: Separate.

5 MALE OFFICER: Where are you headed to?

6 UNIDENTIFIED MALE: Daytona Beach.

7 MALE OFFICER: Boy, you got a long trip  
8 ahead of you.

9 UNIDENTIFIED MALE: Oh, yeah.

10 MALE OFFICER: Where -- how are you doing?  
11 Where did you start out at?

12 UNIDENTIFIED MALE: Las Vegas.

13 UNIDENTIFIED MALE: Phoenix.

14 MALE OFFICER: Okay. Okay. Do you all have  
15 luggage with you on the bus?

16 UNIDENTIFIED MALE: In the back, right  
17 there.

18 MALE OFFICER: Okay. Anything underneath  
19 the bus?

20 UNIDENTIFIED MALE: Oh, yeah, two bags.

21 MALE OFFICER: All right. Thank you, sir.  
22 Have a good trip.

23 Hello, sir. How are you doing today?

24 UNIDENTIFIED MALE: Good. What's up?

25 MALE OFFICER: I'm doing good. Thank you.

1 I'm a police officer and we check the bus. May I speak  
2 with you a for a moment?

3 UNIDENTIFIED MALE: (Inaudible).

4 MALE OFFICER: Where are you headed to?

5 UNIDENTIFIED MALE: Headed to Memphis.

6 MALE OFFICER: And where are you coming  
7 from?

8 UNIDENTIFIED MALE: I'm coming from -- I'm  
9 coming from Phoenix.

10 MALE OFFICER: Phoenix, you live in Phoenix  
11 or Memphis?

12 UNIDENTIFIED MALE: No. I'm visiting my  
13 girlfriend. I grew up there.

14 MALE OFFICER: Okay. So you live in  
15 Phoenix?

16 UNIDENTIFIED MALE: No. I stay in Memphis.

17 MALE OFFICER: Memphis. Okay. Do you have  
18 luggage on the bus with you?

19 UNIDENTIFIED MALE: Oh, no, sir.

20 MALE OFFICER: No luggage at all? Any  
21 luggage underneath? Okay. Do you have your ticket with  
22 you? Can I see it, please? Thank you. All righty.

23 UNIDENTIFIED MALE: Okay. If I could just  
24 have everybody stay in your seats, please.

25 MALE OFFICER: Thank you, sir. I appreciate



1 it. And you don't have anything underneath your seat?

2 UNIDENTIFIED MALE: No.

3 MALE OFFICER: Okay. All right. Thank you,  
4 sir. Is this your pillow?

5 UNIDENTIFIED MALE: Yes, sir.

6 MALE OFFICER: Would you consent for a  
7 search of your pillow?

8 UNIDENTIFIED MALE: (Inaudible). Yeah.

9 MALE OFFICER: Thank you. How about your  
10 person, sir, you don't have any weapons or anything on  
11 your person? Would you consent for a search of your  
12 person for contraband? Excuse me. Okay. Around your  
13 waist. Can you lean forward for me? Okay. And your  
14 legs, please. Can you stand up? Okay. Stand up. All  
15 right. Thank you, sir. Have a good trip.

16 Hello, sir. How are you doing?

17 MR. WELLAMS: I'm all right.

18 MALE OFFICER: I'm a police officer. May I  
19 speak with you for a moment? Where are you headed to,  
20 sir?

21 MR. WELLAMS: Memphis.

22 MALE OFFICER: And where are you coming  
23 from?

24 MR. WELLAMS: Arizona.

25 MALE OFFICER: Arizona. You live in Arizona

1 or Memphis? Live in Arizona or Memphis?

2 MR. WELLAMS: Neither one.

3 MALE OFFICER: Neither one.

4 MR. WELLAMS: Just visiting.

5 MALE OFFICER: Okay. Where do you live at,  
6 sir?

7 MR. WELLAMS: Michigan.

8 MALE OFFICER: Michigan?

9 MR. WELLAMS: Yes, sir.

10 MALE OFFICER: Okay. Do you have luggage on  
11 the bus with you?

12 MR. WELLAMS: No, I do not.

13 MALE OFFICER: No luggage at all?

14 MR. WELLAMS: Uh-huh.

15 MALE OFFICER: No checked in, nothing up  
16 here? Can I see your ticket, please? Thank you. Thank  
17 you. And is this your pillow?

18 MR. WELLAMS: Yes.

19 MALE OFFICER: Do you -- would you consent  
20 for a search of your pillow?

21 MR. WELLAMS: No problem.

22 MALE OFFICER: Okay. Thank you. How about  
23 on your person, sir? You don't have any weapons or  
24 anything strapped to your person?

25 MR. WELLAMS: On my person?

1 MALE OFFICER: Yeah, on your body.

2 MR. WELLAMS: No, sir.

3 MALE OFFICER: Okay. Would you give me  
4 consent to search your person for contraband?

5 MR. WELLAMS: You want to search my person?

6 MALE OFFICER: Yes.

7 MR. WELLAMS: I don't have a problem with  
8 that, no. Is it necessary?

9 MALE OFFICER: Well, sir, it's not -- I'm  
10 asking you for permission. That's basically what we do  
11 here.

12 MR. WELLAMS: Oh, okay. Well, I'm just  
13 saying I don't really understand what the problem is.  
14 You're kind of throwing me off for my first time being  
15 on the bus and all.

16 MALE OFFICER: Well, it's just -- what we do  
17 is we check the bus down here for security, sir.

18 MR. WELLAMS: Okay.

19 MALE OFFICER: And the reason we do that is  
20 sometimes we find that people will have stuff -- there's  
21 no security when you boarded. Sometimes we find out  
22 people transport things, weapons, illegal narcotics,  
23 explosives on the bus, and you'll see us talking to all  
24 the passengers. That's basically why we're here and  
25 what we're doing.

1 MR. WELLAMS: Okay.

2 MALE OFFICER: Okay. All right.

3 MR. WELLAMS: What I'm saying is when you go  
4 to -- okay, my property, fine.

5 MALE OFFICER: Uh-huh. Well, sometimes we  
6 find that people have stuff strapped to their bodies  
7 too. Okay. You don't have anything strapped to you?  
8 Okay. Would you give me permission to conduct a search  
9 of your person for contraband?

10 MR. WELLAMS: (Inaudible) we need to leave  
11 out of here?

12 MALE OFFICER: I'm sorry, sir.

13 MR. WELLAMS: Do we need to leave out of  
14 here?

15 MR. WELLAMS: No, we don't need to go  
16 anywhere, sir, unless you want to go somewhere. It's up  
17 to you.

18 MR. WELLAMS: Is that necessary?

19 MALE OFFICER: Okay. All right. Can you  
20 lift up your shirt for me and show me what's underneath  
21 your shirt? Okay. What do you have here in your  
22 crotch?

23 MR. WELLAMS: That's me.

24 MALE OFFICER: That's not you, sir. I can  
25 see a bundle there. It's not a weapon, is it?

1 MR. WELLAMS: No.

2 MALE OFFICER: Okay. Is it a bundle of  
3 something? Does that nod mean yes?

4 MR. WELLAMS: Yes.

5 MALE OFFICER: Okay. Is it something  
6 illegal?

7 MR. WELLAMS: (Inaudible).

8 MALE OFFICER: Okay. All right. Go ahead  
9 and -- I want you to go ahead and put your hands up here  
10 so I want to make sure it's nothing. Go ahead and stand  
11 up for me. No, don't touch nothing. Just go ahead and  
12 stand up for me. Okay. Put your hands up here. I tell  
13 you what, turn around, put your hands behind your back.  
14 Give me your other hand, sir. Relax, sir. Let your  
15 hands go. Turn your hand like this. Just relax, man.  
16 I'll be getting out of your way in just a second. Step  
17 on over here. Do you have anything else on your person?

18 MR. WELLAMS: Just that.

19 MALE OFFICER: Is it just weed? Okay.

20 [Recording concludes.]

21

22

23

24

25

1 In Re:

2 **USA vs Altar Darnell Wellams**

---

3  
4  
5 **C E R T I F I C A T E**  
6

7  
8 I, Lisa Reinicke, New Mexico Provisionally  
9 Certified Court Reporter #P-405, on behalf of Paul Baca  
10 Professional Court Reporters, DO HEREBY CERTIFY that the  
11 above captioned transcription was prepared by me; that  
12 the CD was reduced to typewritten transcript by me; that  
13 I listened to the entire CD; that the foregoing  
14 transcript is a complete record of all material included  
15 thereon, and that the foregoing pages are a true and  
16 correct transcription of the recorded proceedings, to  
17 the best of my knowledge and hearing ability. The  
18 recording was of FAIR quality.

19  
20 I FURTHER CERTIFY that I am neither employed by  
21 nor related to nor contracted with (unless excepted by  
22 the rules) any of the parties or attorneys in this  
23 matter, and that I have no interest whatsoever in the  
24 final disposition of this matter.  
25

---

21 Lisa Reinicke, P-405  
22 License Expires: 8/21/2012  
23  
24  
25